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**FACSIMILE**DATE: February 17<sup>th</sup>, 2005TO: YVONNE M. HORTON, Patent Examiner  
The Assistant Commissioner of Patents

Fax No. 1 (703) 872-9306

FROM: DOUGLAS S. JOHNSON

**TOTAL NO. OF PAGES 3**

(INCLUDING COVER SHEET)

**MESSAGE:: Our Ref. 10670US  
S.N. 09/735,498  
MOLDED FRAME CONSTRUCTION**

WE ARE TRANSMITTING BY A CANON FAX 520 COMPATIBLE WITH CCIT G2, G3 AND NORTH AMERICAN FM/OLD FM MODE FACSIMILES.

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**THE UNITED STATES PATENT AND TRADE-MARK OFFICE**

In re application of: VIC DE ZEN  
Serial No. 09/735,498  
Filing Date: December 14<sup>th</sup>, 2000  
Art Unit: 3635  
Title: MOLDED FRAME CONSTRUCTION  
Our Reference: DSJ -10670US

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February 17<sup>th</sup>, 2005

**VIA FACSIMILE**

**Fax No. 1 (703) 872-9306**

The Assistant Commissioner of Patents  
Washington, D.C.  
U.S.A. 20231

**Attention: Yvonne M. Horton, Patent Examiner**

Dear Sir:

Confirming my telephone message I left with you this morning, here is the claim I would like to discuss with you on Monday, February 20<sup>th</sup>, at any time after 10:00 a.m. on the basis that the Herbst frames 20 and 21 never form a channel between them. It may be that the inclusion of the word "recess" in the claim was the problem with claim 1 since it might be said that Herbst's frames formed a recess between parts 41 and 44 so that if you laid the Herbst frames down on the floor a window could be placed in this "recess". However, once the Herbst frames were raised to the vertical there would be

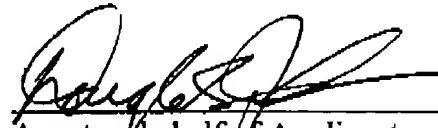
DSJ-10670/US

Page 2

nothing to prevent the window from falling out the front of this "recess" until Herbst's four retaining pieces 28, 26, 26 and 29 are secured in position. Thus, in contrast to Herbst, applicant's invention requires only two frame members to be assembled together to form a channel therebetween in which a window is securely held whereas Herbst requires six members.

For the reasons above, applicant believes that the attached claim does clearly and patentably distinguish over Herbst and all of the other references.

Respectfully submitted,



Agent on behalf of Applicant

Douglas S. Johnson

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416-368-8313

DSJ/af

Enclosure: Revised Claims

10670US

S.N. 09/735,498

**CLAIM TO BE DISCUSSED**

First and second one piece integrally molded area circumscribing frame members that fit against one another to form a support frame circumscribing an area therewithin and defining an article retaining channel between said first and second frame members, said channel opening into said area circumscribed by said support frame and extending therearound.